

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit 1631

RECEIVED
JUN 06 2003
TECH CENTER 1600/2900

In re

Patent Application of

James W. Schumm et al., et al.

Application No. 09/784,423

Confirmation No.: 5149

Filed: February 15, 2001

Examiner: Martinell, James

“MATERIAL AND METHODS FOR
IDENTIFYING AND ANALYZING
INTERMEDIATE TANDEM REPEAT DNA
MARKERS”

Assistant Commissioner for Patents
P.O. Box 1450
Washington, D.C. 20213

Sir:

Transmitted herewith are an Amendment, Formal Drawings, a Petition from Restriction Requirement, a Request for One-month Extension of Time, and a check for the extension of time and petition fees. No other fee is believed due.

Charge or credit Deposit Account No. 50-0842 with any shortage or overpayment of the fees associated with this communication. A duplicate copy of this sheet is enclosed.

I, Leslie Lindsay, hereby certify that this correspondence is being deposited with the US Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231, on the date of my signature.

Leslie Lindsay
Signature

19 May 2003
Date of Signature

RECEIVED

JUN 04 2003

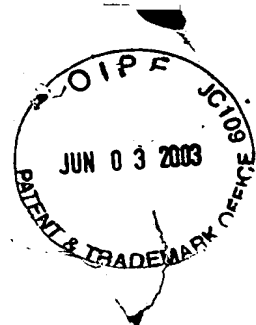
OFFICE OF PETITIONS

Respectfully submitted,

Jill A. Fahrlander
Reg. No. 42,518

File No. 16026-9180

Michael Best & Friedrich LLP
One South Pinckney Street
P. O. Box 1806
Madison, WI 53701-1806
(608) 257-3501



CERTIFICATION OF MAILING (37 CFR §1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231.

On: May 19, 2003
By: Leslie Lindsay

DAC/\$
#2/10
RECEIVED
JUN 06 2003
TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): James W. Schumm et al. **Docket No.:** 016026.9180
Serial No.: 09/784,423 **Group Art Unit:** 1631
Filed: February 15, 2001 **Examiner:** James Martinell
Confirmation No: 5149

FOR: MATERIALS AND METHODS FOR IDENTIFYING AND ANALYZING
INTERMEDIATE TANDEM REPEAT DNA MARKERS

**PETITION FROM REQUIREMENT FOR RESTRICTION UNDER 37 C.F.R. 1.144
AND UNDER 37 C.F.R. 1.181**

Assistant Commissioner for Patents
P.O. Box 1450
Washington, DC 20213

RECEIVED
JUN 04 2003

Sir:

OFFICE OF PETITIONS

In response to an Office Communication mailed October 1, 2002 and to an Office Communication mailed January 17, 2003, and pursuant to 37 C.F.R. 1.144 and 37 C.F.R. 1.181, Applicants petition the Commissioner from the Examiner's species election requirement. This petition is accompanied by the requisite petition fee (\$130.00).

REMARKS

In the Office Communication mailed October 1, 2002, the Examiner identified two inventions: Group I (claims 22-30), drawn to methods of detecting DNA and kits; and Group II (claims 31-34), drawn to oligonucleotide probes, and required restriction to one invention under 35 U.S.C. §121. Applicants elected the Group I claims with traverse.

In addition to requiring restriction to one of the two groups of claims, the Examiner stated that "Applicant is required to select no more than ONE of the individual marker sequences or ONE PAIR of primers/probes flanking a marker." Applicants filed a response

06/04/2003 AHONDAF1 00000081 09784423

01 FC:1251

110.00 OP

06/04/2003 AHONDAF1 00000081 09784423 130.00 OP 02 FC:1460